(b) whether CAG too in its Report No. 3 has given comments regarding shortage of Doctors and Nurses in the AIIMS; and

(c) if so, the action taken by AIIMS in this regard?

THE MINISTER OF HEALTH AND FAMILY WELFARE (SHRI SHATRUGHAN SINHA): (a) to (c) No such orders have been received from the Hon'ble High Court regarding the shortage of doctors/nursing staff at AIIMS, New Delhi. Although there are certain vacancies in regular posts at the level of doctors as well as nursing staff at the Institute, the posts are being operated on adhoc basis to maintain the patient care. Ad-hoc appointments at the level of Assistant Professors at the Institute has been resorted to due to interim orders passed by the Hon'ble High Court of Delhi on 15.11.1994 under a C.W.P. filed by the Faculty of AIIMS on the issue of reservation in faculty position. At present, about 150 Assistant Professors have been appointed on ad-hoc basis in the interest of patient care, teaching and research activities against leave vacancies or against any vacant faculty posts. The process for regular appointment to the faculty posts has already been initiated.

Regarding nursing staff, against 1,810 sanctioned posts, 280 posts are still to be filled up through regular recruitment. However, Ad-hoc appointments have been made against these posts in the interest of patient care.

Committee for publication's claim

*194. SHRI VIJAY J. DARDA: Will the Minister of INFORMATION AND BROADCASTING be pleased to state:

(a) whether it is a fact that Government are constituting a Committee to ascertain a publication's claim of being a speciality journal for being eligible for foreign direct investment upto 74 per cent;

(b) if so, the terms of reference and the time-frame for submission of the report; and

(c) whether the terms of reference of the Committee would be extended to finalize guidelines in regard to the print media which has also been permitted FDI upto 26 per cent?

THE MINISTER OF INFORMATION AND BROADCASTING (SHRIMATI SUSHMA SWARAJ): (a) to (c) Guidelines for permitting foreign investment in technical, scientific and speciality magazines/ journals/periodicals are given in Statement-I (*See* below) and those for foreign direct investment in Indian entities publishing newspapers and

periodicals dealing with news and current affairs are at Statement-II (*See* below). These envisage appropriate inter-Ministerial consultation and do not stipulate the constitution of a Committee.

Statement-I

Guidelines for:

(i) Publication of Indian Editions of Foreign Technical/Scientific/ Speciality Magazines/Journals/Periodicals; and

(ii) Foreign Investment in Indian Entities Publishing Scientific/Technical/ Speciality Magazines/Journals/Periodicals.

Preamble

The Union Government has decided to allow :

(i) publication of Indian editions of foreign scientific, technical and speciality magazines/periodicals/journals; and

(ii) foreign investment upto 74% in Indian entities publishing scientific/ technical and speciality magazines/periodicals/journals.

Application

(i) An application shall be made to the Ministry of Information & Broadcasting in the prescribed format to determine the nature of contents of the publication.

(ii) Application fee of Rs. 5000/- (Rupees Five thousand only) shall have to be deposited through a Demand Draft in favour of the Pay & Accounts Officer, Ministry of Information & Broadcasting, payable at New Delhi.

Processing

(i) The application shall be processed by the Ministry of I&B, after due inter-Ministerial consultations, to decide whether the proposed publication is covered under the category of scientific, technical or speciality magazine/periodical/journal. Representatives of the concerned Ministries/specialist bodies and language experts, as found necessary will be associated in this task. In appropriate cases, the Ministry of I&B will issue :

(a) An approval, subject to compliance with the provisions of the Press and Registration of Books Act and Rules made thereunder

for publication of the foreign journal; or

(b) A No Objection Certificate (NOC) for foreign investment, a copy of which would be sent to RNI/SIA/RBI and the applicant.

(ii) Determination of category assigned to the publication(s) is liable for review by the Ministry of I&B if the contents of the publication(s) undergo change at a later date.

(iii) (a) In cases where both FDI and FII investment is envisaged, the applicant may approach the FIPB/RBI for clearance after obtaining the No Objection Certificate from the Ministry of I&B.

(b) In cases involving only portfolio investment, the applicant may approach the Reserve Bank of India, for further clearance, if any, after obtaining the No Objection Certificate from the Ministry of I&B.

(c) The Ministry of I&B will keep the Secretariat for Industrial Assistance and the Reserve Bank of India informed of the FDI projected by the Company and the balance permissible foreign investment on the portfolio investment route, while communicating the No Objection.

Title of the Publication

Title verification shall continue to be done by the Press Registrar as per existing procedure.

Foreign Investment

(i) Total foreign investment upto 74% may be allowed. Guidelines of the Ministry of Finance on FDI and portfolio investment would apply subject to the overall ceiling of 74% mentioned above.

(ii) All cases involving Foreign Investment shall be handled by the prescribed agencies, *viz.* FDI on the Government approval route through the mechanism of the FIPB and portfolio investment by the RBI.

Statement-II

Guidelines for Foreign Direct Investment in Indian Entities Publishing Newspapers and periodicals dealing with news and current affairs

Preamble

The Union Government has decided to allow Foreign Direct Investment

(FDI) upto 26% of paid up equity capital in Indian entities publishing newspapers and periodicals dealing with news and current affairs. Such investment would be permissible by foreign entities having sound credentials and international standing, subject to certain conditions.

Application

(i) Nine copies of the prescribed application form, duly filled in, alongwith the requisite documents shall be submitted to the Ministry of I&B.

(ii) Application fee of Rs. 5000/- will have to be submitted through demand draft made in favour of Pay & Accounts Officer, Ministry of Information and Broadcasting, payable at New Delhi.

Title of the Publication

Title verification shall continue to be done by the Press Registrar as per existing procedure.

Foreign Investment

(i) FDI will be allowed only where the resultant entity (hereinafter called "New Entity") is a company registered with the Registrar of Companies under the provisions of the Companies Act, 1956.

(ii) Only Foreign Direct Investment upto 26% of paid-up equity of the New Entity will be allowed.

(iii) Permission will be granted only in cases where equity held by the largest Indian shareholder is at least 51% of the total equity, excluding the equity held by Public Sector Banks and Public Financial Institutions as defined in Section 4A of the Companies Act, 1956, in the New Entity. The term largest Indian shareholder used in this clause will include any or a combination of the following :

(1) In the case of an individual shareholder,

(a) The individual shareholder

(b) A relative of the shareholder within the meaning of section 6 of the Companies Act, 1956

(c) A company/group of companies in which the individual shareholder/HUF to which he belongs has management and controlling interest

(2) In the case of an Indian company

(a) The Indian company

(b) A group of Indian companies under the same management and ownership control.

Provided that in case of a combination of all or any of the entities mentioned in sub-clause (1) and (2) above, each of the parties shall have entered into a legally binding agreement to act as a single unit in managing the matters of the New Entity.

(iv) While calculating the 26% FDI in the equity of the New Entity, the foreign holding component, if any, in the equity of the Indian shareholder companies of the New Entity will be duly reckoned on pro rata basis so as to arrive at the total foreign holding in the New Entity.

(v) At least 50% of the FDI will have to be inducted by issue of fresh equity. The balance, *viz.* upto 50% of the FDI, may be inducted through transfer of existing equity.

Processing of FDI proposals

All proposals for FDI in Indian entities publishing newspapers and periodicals shall be processed and decided upon the Ministry of Information & Broadcasting on the basis of inter-ministerial consultation with the Ministry of Home Affairs and other ministries, as may be required.

5. (i) The applicant will be required to intimate the names and details of all persons not being resident Indians who are proposed to be inducted in the Board of Directors of the New Entity.

(ii) The Company will be liable to intimate the names and details of any foreigners/NRIs to be employed/engaged in the New Entity either as consultants (or in any other capacity) for more than 60 days in a year, or, as regular employees.

6. The permission of the Ministry of I&B would be incumbent, *inter alia*, upon the following :—

(i) Permission would be conditional on at least 3/4th of the Directors on the Board of Directors of the New Entity and all key executives and editorial staff being resident Indians.

(ii) The applicant and the New Entity making full disclosure, at the time

of application, of Shareholders' Agreements and Loan Agreements that are finalized or proposed to be entered into, any subsequent changes in these would be disclosed to the Ministry of I&B within 15 days.

(iii) The New Entity framing its Articles/Memorandum of Association to ensure compliance with the above.

(iv) It will be obligatory on the part of the New Entity to take prior permission from Ministry of Information & Broadcasting before effecting any alteration in the foreign shareholding pattern and the shareholding of the largest Indian shareholder indicated in clause 3(iii) above.

Setting-up of task force to boost exports

*195. DR. T. SUBBARAMI REDDY:
SHRI NANDI YELLAIAH:

Will the Minister of HEAVY INDUSTRIES AND PUBLIC ENTERPRISES be pleased to state :

(a)whether his Ministry has decided to set-up a Task Force to boost exports of capital goods and is planning to constitute an Inter-Ministerial Committee to address fiscal issues and procedural bottlenecks;

(b)if so, whether his Ministry has also decided to set-up a Task Force, comprising of Secretaries of various Ministries to chalk-out strategies and to facilitate its implementation to boost exports; and

(c) if so, to what extent it has been successful?

THE MINISTER OF HEAVY INDUSTRIES AND PUBLIC ENTERPRISES (SHRI BALASAHEB VIKHE PATIL) : (a) to (c) A Task Force has been constituted under the Department of Heavy Industry for promotion of export of capital goods and to coordinate matters relating to development and growth of the Capital Goods industry. Further to resolve Inter-Ministerial issues in respect of capital goods industry, an Inter-Ministerial Committee has been constituted under the Chairmanship of the Secretary (Heavy Industry). While both the bodies have representatives from different Ministries/Departments, the Task Force has in addition representatives from organizations of different industries.

The bodies were constituted in August 2002, and have held their first meeting to identify as well as evaluate the present problems and to set out a course of action. It would be rather early to comment on their success.